IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

WP(C).No. 16324 of 2005(R)

PETITIONER:

GOPALAKRISHNA PILLAI, SANTHI NILAYAM,
KANNAMANGALAM VILLAGE, PELA MURI,
CHENGANNUR.

BY ADV. SRI.P.B.SAHASRANAMAN
SRI.K.JAGADEESH
SRI.T.S.HARIKUMAR

RESPONDENTS:
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1. THE DISTRICT COLLECTOR,
COLLECTORATE, ALAPPUZHA.

2. THE EXECUTIVE ENGINEER, C.A.D.A.
SECTION, MAVELIKKARA.

3. G. DEVAKI AMMA, W/O. PADMANABHA KURUP,
THATTARMBALAM, MAVELIKKARA.

BY GOVERNMENT PLEADER SRI.MANOJ KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

Ext.P1: True photostat copy of the judgment in O.S.No.80/2000, dated 11.3.2005.

Ext.P2: True photocopy of the representation filed before the 1st respondent, dated 30.3.2005.

// True copy //

P.A. to Judge

KURIAN JOSEPH, J.

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W.P.(C)NO.16324 OF 2005

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Dated this the 2nd day of April 2007

JUDGMENT

This writ petition is filed with the following prayer:

> "to issue a writ, direction or order in the nature of mandamus or such other appropriate writ, direction or order commanding the 1st respondent to take appropriate action on the basis of Ext.P2 representation forthwith and take possession of the property encroached by the 3rd respondent in accordance with law."

Learned counsel for the petitioner submits that the first respondent has already conducted the survey. There will be a direction to the first respondent to look into Ext.P2 and take appropriate action with notice to the petitioner and 3rd respondent, pursuant to the measurement if not already taken, within a period of two months from the date of production of a copy of this judgment.

KURIAN JOSEPH, JUDGE

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